



October 7, 2004

Ms. Violet Varona-Lukens
County of Los Angeles
500 W. Temple Avenue
Room 383
Los Angeles, California 90012

Dear Ms. Varona-Lukens:

At its meeting of October 5, 2004, the City Council of the City of Irwindale adopted its Ordinance No. 583 (copy attached), thereby directing that General Municipal Elections of the City of Irwindale be held on the first Tuesday after the first Monday in November of each odd-numbered year. Ordinance No. 583 further directs that these elections be consolidated with the Los Angeles County-conducted elections to coincide with the Uniform District Election Law (UDEL) date.

By copy of this letter, the City Council of the City of Irwindale requests approval from the Board of Supervisors for the consolidation of a general municipal election of the City of Irwindale with the UDEL date. It is my understanding that this issue can be scheduled for consideration by the Board at its meeting to be held on November 2nd.

Should you have any questions or require anything further, please feel free to call me at 626-430-2202.

Sincerely,

Linda J. Kimbro, CMC
Deputy City Clerk

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Enclosure

cc: Camille Diaz, Assistant City Manager, w/o enc.

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ORDINANCE NO. 583

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRWINDALE REPEALING ORDINANCE NOS. 496 AND 579 AND DIRECTING THAT GENERAL MUNICIPAL ELECTIONS OF THE CITY OF IRWINDALE BE HELD ON THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER OF ODD-NUMBERED YEARS

A. RECITALS

- (i) Pursuant to the provisions of the California Government Code and City Council Ordinance No. 496 adopted on February 23, 1995, the general municipal elections for the City of Irwindale presently are held on the first Tuesday after the first Monday in March in each odd-numbered year.
- (ii) On April 20, 2004, the City Council adopted Ordinance No. 579, amending Ordinance No. 496 to require its general election to be held on the first Tuesday of March in each even-numbered year.
- (iii) By letter dated June 16, 2004, the County of Los Angeles rejected the City's action under Ordinance No. 579, thereby requiring that the City Council reconsider its decision regarding the appropriate date for the City's general municipal elections.
- (iv) California Elections Code §1301(b) provides that a city council may enact an ordinance requiring its general municipal election to be held on alternate election dates, as specified in said ordinance.
- (v) Pursuant to Elections Code § 1301(b), the City Council desires to cause the municipal elections for the City of Irwindale to be held on the first Tuesday after the first Monday in November of odd-numbered years in order to realize a savings of city resources, both monetary and staff time, through consolidating its general municipal election with the County of Los Angeles.
- (vi) All legal prerequisites to the adoption of this Ordinance have occurred.

B. ORDINANCE

NOW, THEREFORE, the City Council of the City of Irwindale hereby does ordain as follows:

- (i) The City Council hereby finds that the Recitals, at Part A of this Ordinance are true and correct.

(ii) The City Council hereby repeals in their entirety Ordinance No. 496 adopted on February 23, 1995 and Ordinance No. 579 adopted on April 20, 2004.

(iii) The City Council hereby directs that general municipal elections of the City of Irwindale shall be held on the first Tuesday after the first Monday of November in each odd-numbered year.

(iv) The City Council hereby directs that pursuant to Elections Code § 10403.5, the general municipal elections of the City of Irwindale be consolidated with the Los Angeles County-conducted elections to coincide with the Uniform District Election Law ("UDEL") date, and that pursuant to the requirements of Section 10403 of the Elections Code, the Board of Supervisors of the County of Los Angeles is hereby requested to consent and agree to the consolidation of a general municipal election of the City of Irwindale with the UDEL date.

(v) The City Council further directs that the County Election Department is authorized to canvass the returns of the general municipal election of the City of Irwindale. The elections shall be held in all respects as if there were only one election, and only one form of ballot shall be used. The Board of Supervisors is requested to issue instructions to the County Election Department to take any and all steps necessary for the holding of the consolidated election. The City will reimburse the County pursuant to Elections Code § 10002.

(vi) Those elected officers of the City of Irwindale whose terms of office would have, prior to the adoption of this Ordinance, expired following the March 2005 general municipal election, shall, instead, continue in their respective offices until no later than the third Friday after the November 2005 general municipal election of the City of Irwindale in accordance with Elections Code § 10403.5.

(vii) Those elected officers of the City of Irwindale whose terms of office would have, prior to the adoption of this Ordinance, expired following the March 2007, general municipal election, shall instead, continue in their respective offices until no later than the third Friday after the day of the November 2007 general municipal election of the City of Irwindale in accordance with Elections Code § 10403.5.

(viii) Pursuant to the Charter of the City of Irwindale, at section 601, the City Council shall elect one of its members to be the Mayor at the regular council meeting at which the canvass of the results of the general municipal election shall be conducted, and in even-numbered years at the first regular meeting of the Council held in November.

(ix) The Deputy City Clerk is hereby directed to:

- (a) Cause this Ordinance to be posted in the manner required by law; and
- (b) Notify the County Board of Supervisors of this Ordinance for approval of consolidation forthwith. Thirty days after approval by

the County Board of Supervisors this Ordinance shall become operative.

- (c) Within thirty (30) days after this Ordinance becomes operative, cause a notice to be mailed to all registered voters in the City of Irwindale informing them of the change in the general municipal election date effected by this Ordinance, which notice shall be in accord with the requirements specified in California Elections Code §1301.

PASSED, APPROVED, and ADOPTED this 5th day of October 2004.

ORIGINAL SIGNED

Mark A. Breceda, Mayor

ATTEST:

ORIGINAL SIGNED

Linda J. Kimbro, CMC
Deputy City Clerk

STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES } ss.
CITY OF IRWINDALE }

I, Linda J. Kimbro, Deputy City Clerk of the City of Irwindale, do hereby certify that the foregoing Ordinance No. 583 was duly introduced at a special meeting of the Irwindale City Council held on the 28th day of September 2004, and was duly approved and adopted on second reading at its regular meeting held on the 5th day of October 2004, by the following vote of the Council:

AYES: Councilmembers: Tapia, Garcia, Ramirez, Mayor Breceda

NOES: Councilmembers: Miranda

ABSENT: Councilmembers: None

ABSTAIN: Councilmembers: None

ORIGINAL SIGNED

Linda J. Kimbro, CMC
Deputy City Clerk

AFFIDAVIT OF POSTING

I, Linda J. Kimbro, Deputy City Clerk, certify that I caused a copy of Ordinance No. 583 adopted by the City Council of the City of Irwindale at its regular meeting held October 5, 2004, to be posted at the City Hall, Library, and Post Office on October 6, 2004.

ORIGINAL SIGNED

Linda J. Kimbro, CMC
Deputy City Clerk

Dated: October 6, 2004